GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

TWD – LTR – West Godavari District - Revision Petition filed by by Sri Pedapudi Gopinath and (3) others R/o. Vedanthapuram (V), Koyalagudem (M), West Godavari District against the orders of Agent to Government, West Godavari District in SRA No. 13/92 Dt. 2.6.01 in respect of land measuring Ac. 4.59 in R.S.No. 216 and an extent of Ac. 10.52 gts in RS No. 208/1 of Koyarajahmudry (V), Buttaigudem (M), West Godavari District – Dismissed - Orders – Issued.

SOCIAL WELFARE (TW.LTR.1) DEPARTMENT

G.O.MS.No. 33 **Dated: 04-04-2018**

Read the following:-

1. The Revision Petition filed by by Sri Pedapudi Gopinath and others R/o. Vedanthapuram (V), Koyalagudem (M), West Godavari District, Dt. 17.07.2001.
2. Govt. Memo No. 11631/LTR-1/2001, Dt. 04.12.2002.
3. From the District Collector, West Godavari District, Eluru Roc.F4/7395/2001, Dt.06.11.2007.
4. Govt. Lr. No. 11631/LTR-1/2001, Dt. 02.09.2009, 10.06.2010, 29.03.2016, 03.05.2016, 20.12.2016, 11.07.2017 & 09.08.2017.

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ORDER:

In the reference 1st read above, Sri Pedapudi Gopinath and (3) others R/o. Vedanthapuram (V), Koyalagudem (M), West Godavari District against the orders of Agent to Government, West Godavari District in SRA No. 13/92 Dt. 2.6.01 in respect of land measuring Ac. 4.59 in R.S.No. 216 and an extent of Ac. 10.52 gts in RS No. 208/1 of Koyarajahmudry (V), Buttaigudem (M), West Godavari District.

2. In the reference 2nd read above, the District Collector, West Godavari District was requested to furnish para wise remarks and case records on the Revision Petition immediately for disposal of the Revision Petition by the Government.

3. The District Collector, West Godavari District, Eluru has furnished parawise remarks and connected records vide reference 3rd read above.

4. In the reference 4th read above the petitioners were called for the hearing along with the written arguments and record. The case has been heard on 16.09.2017. During the course of hearing of the case that the revision petitioners have submitted their arguments as per the grounds in revision petition and on verification of the documents and the grounds of revision and Para wise remarks as well as the other documents and material available on the contention of petitioners that their ancestors purchased the land prior to commencement of regulations, as such, the same is not hit by the provisions of regulations. The Special Deputy Collector (TW) observed that the burden of proof rests with claimants and as evidently they have no material on record to substantiate their claim over the land ordered for ejectment and the same was confirmed by the Agent to Government in the appeal.

5. It is observed that as seen from the record the revision petitioners failed to discharge their burden to probe that they are in possession of land legally prior to the commencement of regulations as such the same is hit by regulations.

6. That taking consideration of the above and the material available on the record that it can be concluded that the lower authority and the appellant authority passed the order as per law, which does not deserve any interference and accordingly, the same are hereby upheld and the revision petition is hereby dismissed.

7. The Collector & District Magistrate, West Godavari District, Eluru is requested to take necessary action in the matter accordingly and acknowledge the receipt of the case records, which are returned herewith.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

S.S.RAWAT
PRINCIPAL SECRETARY TO GOVERNMENT

To
The District Collector, West Godavari District, Eluru. (w.e)

(P.T.O)

The Special Deputy Collector, Polavaram, West Godavari District.
Sri Pedapudi Gopinath and (3) others R/o. Vedanthapuram (V), Koyalagudem (M), West Godavari District.
Copy to:
Sri Dundi Bala Venkataratnam (Balu), Advocate, Kovvuru/Jangareddygudem, West Godavari District.
The P.S. to Hon'ble Minister (SWE & TWE)
The P.S. to Principal Secretary (TW)
Sf/Sc